

SUBCHAPTER F : DISPOSAL OF WATER TREATMENT SLUDGE

§312.121. Purpose, Scope, and Standards.

(a) The purpose of this subchapter is to establish minimum requirements that define the acceptable management of water treatment sludge. These requirements apply as specified in §312.2 of this title (relating to Applicability).

(b) Except as provided in subsection (c) of this section, the regulations contained in 40 CFR Part 257 (including all appendices to Part 257), are adopted by reference as amended and adopted in the CFR through October 9, 1993. The definitions contained in 40 CFR Part 257 supersede any definitions for the same terms found in §312.8 of this title (relating to General Definitions).

(c) The commission does not adopt the definition of land application unit as specified in 40 CFR §257.2.

(d) The following term, when used in this subchapter, shall have the following meaning, unless the context clearly indicates otherwise. Land application unit is an area where water treatment sludge is applied onto or incorporated into the soil surface for treatment or disposal, where the disposal occurs within five feet of the surface of the land.

(e) The criteria and applicable definitions found in 40 CFR Part 257 apply to disposal of water treatment sludge in a landfill, waste pile, land application unit, or surface impoundment.

(f) When water treatment sludge is mixed with sewage sludge or when water treatment sludge is placed on land for disposal along with sewage sludge, it is subject to all applicable requirements of sewage sludge, as specified in this chapter.

Adopted September 26, 1995

Effective October 13, 1995

§312.122. Registrations and Permits.

(a) A permit shall be required before any disposal of water treatment sludge in a landfill. The requirements for applications, permits, permit conditions, and actions by the TNRCC shall be in accordance with Chapter 305 of this title (relating to Consolidated Permits). Applications for permits will be processed in accordance with Chapter 281 of this title (relating to Applications Processing).

(b) Any person who disposes of water treatment sludge in a land application unit, surface impoundment, or waste pile in accordance with §312.121 of this title (relating to Purpose, Scope, and Standards) shall apply for registration on a form approved by the TNRCC. A completed application shall be submitted to the TNRCC's Permitting Section of the Watershed Management Division. Before

issuing a registration, the executive director may review the application to determine whether the proposed activity meets the requirements of 40 CFR Part 257.

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§312.123. Annual Report.

Any person who disposes of water treatment sludge shall submit a report to the executive director by September 1 of each year which describes disposal activities regulated under this subchapter. The report shall include the registration or permit number of the disposal facility and indicate the amount of water treatment sludge which has been disposed. The information shall be submitted on forms furnished by the executive director. From the information provided, the executive director will assess an annual fee, in accordance with the requirements of §312.9 of this title (relating to Sludge Fee Program).

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